

IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE WESTERN DISTRICT OF WASHINGTON
NORTHERN DIVISION

UNITED STATES OF AMERICA,

Petitioner,

v.

36.856 ACRES OF LAND, MORE OR
LESS, SITUATE IN KING COUNTY,
STATE OF WASHINGTON; PUGET
MILL COMPANY, a corporation;
CITY OF SEATTLE, a municipal
corporation; COUNTY OF KING,
a municipal corporation; STATE
OF WASHINGTON, a municipal
corporation;

ALSO UNKNOWN OWNERS AND ALL PERSONS
UNKNOWN HAVING OR CLAIMING AN
INTEREST OR ESTATE IN THE PROPERTY
HEREIN DESCRIBED, OR ANY PORTION
THEREOF,

Respondents.

No. 378

Filed Dec 1, 1941

JUDGMENT OF AWARD
FOR PROPERTY TAKEN

This cause having come on regularly for hearing and
trial on the 19th day of November, 1941, before the Honorable
John C. Bowen, a jury being duly impaneled and sworn, the
petitioner being represented by J. Charles Dennis, United
States Attorney for the Western District of Washington, and
Frank A. Pellegrini, Special Attorney, Department of Justice,
the respondent Pope & Talbot, Inc., the successor in interest
to and sole owner of the assets of the respondent Puget Mill
Company, a corporation, being represented by Falknor, Emory
& Howe and Drayton Howe, as their attorneys, and a default
having been entered as to all other respondents, and it
appearing to the Court that Pope & Talbot, Inc. is the succes-
sor in interest to and sole owner of the assets of the said
Puget Mill Company, a trial of the action having been held on
the merits and witnesses having been sworn and testified, and
the jury having returned its verdict on November 22, 1941,

1 wherein and whereby it awarded the sum of \$31,500.00 as the
2 just compensation for the taking of the property hereinafter
3 in this decree described, and it appearing to the Court that
4 the petitioner, United States of America, deposited in the
5 Registry of the Court, the sum of \$17,759.70 as the estimated
6 compensation for the taking of the said property, and the
7 Court being advised in the premises; now, therefore, it is

8 ORDERED, ADJUDGED and DECREED that the sum of
9 Thirty-one Thousand Five Hundred Dollars (\$31,500.00) is the
10 just compensation for the taking by the petitioner United
11 States of America of the following described real property
12 situate in King County, State of Washington:

13 Tract 1 - Beginning at the southeast corner of Section
14 13, Township 24 North, Range 3 East, W. M.,
15 and proceeding along the south line of said
16 Section 13 South 89° 17' 52" West, 250 feet,
17 to true point of beginning; thence in said
18 Section 13, North 0° 45' 23" West, 1079.60
19 feet; thence North 86° 16' 02" West, 74 feet;
20 thence North 65° 57' 32" West, 72 feet;
21 thence North 60° 05' 02" West, 184 feet;
22 thence North 21° 44' 22" West, 125.57 feet;
23 then South 89° 18' 43" West, 700 feet to the
24 intersection with the East margin of Twenty-
25 First Avenue S.W.; thence along the east
26 margin of Twenty-first Avenue S.W. South 9°
27 00' 00" West, 420.70 feet; thence on a curve
28 to the left, having a radius of 970 feet and a
29 central angle of 14° 32' 26", a distance of 246.17
30 feet; thence South 5° 32' 26" East 668.99 feet
31 to the intersection of the East margin of Twenty-
32 first Avenue S.W., with the South line of said
Section 13; thence along the South line of said
Section 13, North 89° 17' 52" East, 1068.50 feet
to the true point of beginning, being the
property designated and shown on plat thereof,
containing 31.96 acres, more or less.

Also, that portion of the Northeast quarter of
the Northeast quarter of Section 24, Township
24 North, Range 3 East, W. M., more particularly
described as follows:

Beginning at the point of intersection of the
North line of Section 24, Township 24 North,
Range 3 East, W. M., and the Easterly margin of
Twenty-first Avenue S. W., as platted in Cottage
Grove No. 3, an addition to the City of Seattle,
King County, State of Washington, and proceeding
thence along the said Easterly margin of Twenty-
first Avenue S. W., South 5° 32' 26" East,
23.42 feet; thence South 0° 58' 19" East,

1 173.67 feet; thence North 89° 17' 52" East,
2 1065.87 feet; thence North 0° 45' 23" West
3 200.00 feet; thence along the Northerly line
4 of said Section 24 South 89° 17' 52" West
1068.50 feet to the point of beginning, con-
taining 4.896 acres, more or less.

situate on King's Ward
5 together with the buildings thereon and the appurtenances
6 thereto belonging; and it is further

7 ORDERED that Pope & Talbot, Inc. is the successor
8 in interest to and sole owner of the assets of the Puget Mill
9 Company and as such were the sole and unconditional owners
10 in fee simple of the said real property hereinbefore described
11 at the time of the filing of the declaration of taking herein,
12 and is entitled to the award of just compensation for the
13 taking of the said real property, and

14 WHEREAS on the 9th day of June, 1941, the petitioner
15 herein deposited with the Clerk of this Court the sum of
16 Seventeen Thousand Seven Hundred Fifty-nine and 70/100
17 (\$17,759.70) Dollars as the estimated compensation for the
18 taking of the said real property hereinbefore described; now
19 therefore,

20 JUDGMENT is hereby granted for the deficiency,
21 to-wit: the sum of Thirteen Thousand Seven Hundred Forty and
22 30/100 (\$13,740.30) Dollars against the United States of
23 America and in favor of Pope & Talbot, Inc. as successors in
24 interest to the respondents Puget Mill Company; and it is
25 further the

26 JUDGMENT of this Court that the said deficiency
27 judgment bear interest at the rate of Six (6%) Per Cent per
28 annum from June 9, 1941 to the date of payment; and it is
29 further

30 / ORDERED that the Clerk of the United States District
31 Court for the Western District of Washington be, and he is,
32 hereby authorized and directed to pay to Pope & Talbot, Inc.

1
2 the sum of Seventeen Thousand Seven Hundred Fifty-nine and
3 70/100 (\$17,759.70) Dollars now on deposit in the Registry
4 of the Court.

5 DONE IN OPEN COURT this 1st day of December,
6 1941.

7
8 John C. Bourn
9 United States District Judge
10

11 Approved:

12 Falknor, Emory & Howe
13 Falknor, Emory & Howe
14

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16 Presented by:

17 Frank Pellegrini
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20 rec'd above check for \$17,759.70
21 Falknor, Emory & Howe
22 by Drayton F. Howe
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